

NOTICE OF RULE ADOPTION—FINAL RULE

STATE OF MISSISSIPPI  
OFFICE OF THE GOVERNOR  
DIVISION OF MEDICAID

**FILED**  
MAY 07 2010

MISSISSIPPI **CB**  
SECRETARY OF STATE

Miss. Division of Medicaid  
c/o Ginnie McCardle, Staff Officer  
Walter Sillers Building  
550 High Street  
Suite 1000  
Jackson, MS 39201-1399  
(601) 359-6310  
<http://www.medicaid.ms.gov>

Specific Legal Authority Authorizing the promulgation of  
Rule: Miss Code Ann. §43-13-121(1972), as amended  
§25-43-1.103(4)

Reference to Rules repealed, amended or suspended by the  
Proposed Rule :  
MS State Plan Attachment 4.19-D (Entire Section)

Date Rule Proposed: February 8, 2010

**Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:**

SPA2009-004 This State Plan amendment is being filed to make needed technical updates and corrections to the MS State Plan, Attachment 4.19-D. Technical corrections in this SPA will remove reference to outdated language, such as reference to Review Board that no longer exists, to revise the trend factor example to reflect updates caused by federal changes to the Consumer price indices, to remove working on incontinence supplies as mandated by CMS representatives, and to remove reference to cost report software that was abandoned. There is no expected fiscal impact as a result of this SPA, except for a nominal amount to be paid for feeding assistants training of possibly \$100,000 in total funds per year. On May 7, 2010, additional pages were added to complete the final filing made on May 5, 2010.

The Agency Rule Making Record for this rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

☐ An oral proceeding was held on this rule:

Date:  
Time:  
Place:

☒ An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentations made in any oral proceedings, and

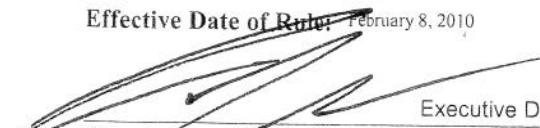
☐ This rule as adopted is without variance from the proposed rule.

☒ This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.

☐ The rule as adopted differs from the proposed rule. The differences however are:  
Within the scope of the matters in the Notice of Proposed Rule Adoption, the logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted in response thereto, and  
The Notice of Proposed Rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

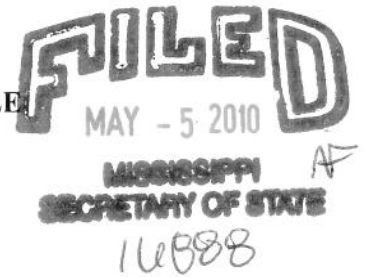
The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: February 8, 2010

  
Executive Director  
Signature and Title of Person Submitting Rule for Filing

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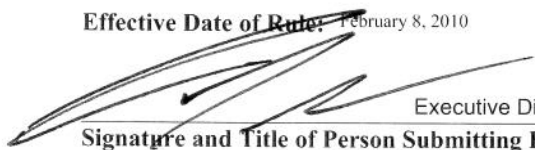
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